



CITY UTILITIES COMMITTEE
REGULAR COMMITTEE MEETING
~Minutes~

Atlanta City Hall
55 Trinity Avenue
Atlanta, GA 30303
<http://www.atlantaga.gov/>

CITY OF ATLANTA

Chairperson
The Honorable Natalyn Mosby Archibong

Santana K. Wright
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Tuesday, February 23, 2016

9:30 AM

Committee Room 1

A. CALL TO ORDER

The regularly scheduled meeting of the **City Utilities Committee** was held on **Tuesday, February 23, 2016**, at **9:34 AM**, in **Committee Room 1**. The following members were present:

B. INTRODUCTION OF MEMBERS

Attendee Name	Title	Status	Arrived
Natalyn Mosby Archibong	Chair	Present	9:34 AM
Clarence "C. T." Martin	Councilmember, District 10	Present	9:30 AM
Yolanda Adrean	Councilmember, District 8	Present	9:30 AM
Andre Dickens	Councilmember Post 3 At-Large	Present	9:34 AM
Howard Shook	Vice Chair	Present	9:34 AM
Alex Wan	Councilmember, District 6	Present	9:30 AM
Joyce Sheperd	Councilmember, District 12	Present	9:40 AM

Others in Attendance:

Councilmember Mary Norwood; **OOM:** Chief of Staff, Katrina Taylor Parks, Chief Operating Officer, Dan Gordon and Matt Malament; **DPW:** Richard Mendoza, Commissioner, Rita Brawell; **Law:** Stefanie Grant; **DWM:** Commissioner JoAnn Macrina, Mohamed Balla, Interim Deputy Commissioner; members of the Public, Media and Council staff.

C. ADOPTION OF AGENDA

ADOPTED

D. APPROVAL OF MINUTES

APPROVED

E. PUBLIC COMMENTS PERTAINING TO ITEMS ON THE AGENDA (3 MINUTES)

Al Bartel
John Adam
Ted Pendergraph

F. PRESENTATIONS

1. Department of Public Works Quarterly Review, Commissioner Richard Mendoza
2. Department of Watershed Management Quarterly Review, Commissioner JoAnn Macrina

Commissioner Macrina did not present. A work session is scheduled for March 2, 2016 at 1:00 pm., to discuss the Liddell/Equalization Facility/Memorial Park Goals Update and the quarterly review will be discussed during the work session.

3. Sidewalk Closure Policy Update (15-R-4045) – Department of Public Works
4. Liddell Equalization Facility/Memorial Park Goals Update – Department of Watershed Management – **To be discussed at March 2, 2016 Work Session**

Councilmember Mary Norwood
Katrina Taylor Parks
Dan Gordon – **ATL 311 Audit Recommendations**

G. ORDINANCE FOR SECOND READING - PUBLIC HEARING ITEM

- 15-O-1528 (1) - AN ORDINANCE BY CITY UTILITIES COMMITTEE TO AMEND CHAPTER 154, ARTICLE III, DIVISION I, SECTION 154-68, AND APPENDIX B, OF THE CITY OF ATLANTA CODE OF ORDINANCES TO AMEND WATER CONNECTION FEES BASED ON THE COSTS OF INSTALLATION AND CONNECTION TO THE WATER SYSTEM; AND FOR OTHER PURPOSES.
(Held 12/1/15) (A Public Hearing was held on 2/23/16)

RESULT: HELD IN COMMITTEE Next: 3/7/2016 1:00 PM

Ms. Rounds

H. ORDINANCES FOR SECOND READING

- 16-O-1051 (2) - AN AMENDED ORDINANCE BY CITY UTILITIES COMMITTEE AUTHORIZING THE MAYOR OR HIS DESIGNEE, ON BEHALF OF THE CITY, TO WAIVE THE PROVISIONS CONTAINED IN CHAPTER 138, ARTICLE II, DIVISION 6, SECTION 138-60 ENTITLED “FLAGS, BANNERS, SIGNS, DISPLAYS” OF THE CITY OF ATLANTA CODE OF ORDINANCES, TO ALLOW THE COMMISSIONER OF THE DEPARTMENT OF PUBLIC WORKS TO WAIVE THE BANNER DEPOSIT FEE OF ONE THOUSAND DOLLARS (\$1,000.00) PURSUANT TO CITY CODE SECTION 138-60(A)(7), TO WAIVE THE BANNER PERMIT FEE OF ONE HUNDRED DOLLARS (\$100.00) PURSUANT TO CITY CODE SECTION 138-60(A)(8), TO WAIVE ALL PER BANNER AND PER DAY FEES PURSUANT TO CITY CODE SECTIONS 138-60(A)(8)B.1. AND 138-60(A)(8)B.2. FOR 2016 AND TO GRANT TO THE MAYOR’S OFFICE OF CULTURAL AFFAIRS A PERMIT TO DISPLAY BANNERS FOR THE ATLANTA JAZZ FESTIVAL IN THE PUBLIC RIGHT-OF-WAY; AND FOR OTHER PURPOSES.

RESULT: FAVORABLE/AMENDED [UNANIMOUS] Next: 3/7/2016 1:00 PM

AYES: Archibong, Martin, Adrean, Dickens, Shook, Wan, Sheperd

Commissioner Mendoza

- 16-O-1066 (3) - AN ORDINANCE BY COUNCILMEMBER HOWARD SHOOK WAIVING THE SIDEWALK REQUIREMENTS OF SECTION 15-09.003 OF THE CITY OF ATLANTA CODE OF ORDINANCES FOR SUBDIVISION APPLICATION SD-15-032 (471 LORIDANS DRIVE, NE); TO PROVIDE THAT IN LIEU OF CONSTRUCTING THE REQUIRED SIDEWALKS AT THE SUBDIVISION

SITE, THE DEVELOPER OF THE SUBDIVISION SHALL CONSTRUCT APPROXIMATELY 238 LF OF SIDEWALK ALONG THE WEST SIDE OF PEACHTREE DUNWOODY ROAD IN EXISTING SIDEWALK GAPS BETWEEN LITTLE NANCY CREEK PARK AND 4110 PEACHTREE DUNWOODY ROAD; AND FOR OTHER PURPOSES.

RESULT: FAVORABLE [6 TO 0] Next: 3/7/2016 1:00 PM

AYES: Martin, Adrean, Dickens, Shook, Wan, Sheperd

AWAY: Archibong

- 16-O-1068 (4) - AN ORDINANCE BY COUNCILMEMBER NATALYN MOSBY ARCHIBONG AS SUBSTITUTED BY CITY UTILITIES COMMITTEE TO AUTHORIZE THE MAYOR OR HIS DESIGNEE TO ENTER INTO AN AGREEMENT WITH WEATHERBY TH LLCTO CONSTRUCT A SYSTEM IMPROVEMENT ON WEATHERBY STREET; TO AUTHORIZE PAYMENT TO WEATHERBY TH LLC FOR THE ACTUAL CONSTRUCTION COST OF THE IMPROVEMENT BY REIMBURSEMENT OF WEATHERBY TH LLC'S PREVIOUS PAYMENT OF TRANSPORTATION IMPACT FEES AND/OR GRANT OF TRANSPORTATION IMPACT FEE CREDITS; AND FOR OTHER PURPOSES.

RESULT: FORWARDED WITH NO RECOMMENDATION ON SUBSTITUTE [6 TO 0] Next: 3/7/2016 1:00 PM

AYES: Martin, Adrean, Dickens, Shook, Wan, Sheperd

AWAY: Archibong

- 16-O-1071 (5) - AN ORDINANCE BY COUNCILMEMBER KWANZA HALL AUTHORIZING THE MAYOR, OR HIS DESIGNEE, ON BEHALF OF THE CITY OF ATLANTA, TO ENTER INTO AN ENCROACHMENT AGREEMENT WITH THE COCA-COLA COMPANY FOR THE INSTALLATION OF A HISTORIC MARKER IN THE PUBLIC RIGHT-OF-WAY AT 12 MARIETTA STREET, ATLANTA, GEORGIA 30303; TO WAIVE THE PROVISIONS OF SECTION 138-24 OF THE CITY OF ATLANTA CODE OF ORDINANCES REQUIRING THE ABUTTING PROPERTY OWNER TO ENTER INTO THE ENCROACHMENT AGREEMENT; AND FOR OTHER PURPOSES.

RESULT: FAVORABLE [6 TO 0] Next: 3/7/2016 1:00 PM

AYES: Martin, Adrean, Dickens, Shook, Wan, Sheperd

AWAY: Archibong

Commissioner Mendoza

I. RESOLUTIONS

- 16-R-3200 (6) - A RESOLUTION BY CITY UTILITIES COMMITTEE AUTHORIZING RENEWAL NO. 2 WITH THE UNITED STATES GEOLOGICAL SURVEY, UNITED STATES DEPARTMENT OF INTERIOR FOR FC-7410, WATER QUALITY AND WATER QUANTITY LONG TERM MONITORING NETWORK, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, IN AN AMOUNT NOT TO EXCEED FIVE HUNDRED NINETY THOUSAND TWO HUNDRED EIGHTY DOLLARS AND ZERO CENTS (\$590,280.00); ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM FUND DEPARTMENT ORGANIZATION AND ACCOUNT NUMBER 5051 (WATER & WASTEWATER REVENUE FUND) 170614 (DWM COMPLIANCE & INSPECTION) 5212001 (CONSULTING/PROFESSIONAL SERVICES) 7210000 (PROTECTIVE INSPECTION ADMINISTRATION); AND

FOR OTHER PURPOSES.

RESULT: FAVORABLE [6 TO 0] Next: 3/7/2016 1:00 PM

AYES: Martin, Adrean, Dickens, Shook, Wan, Sheperd

AWAY: Archibong

Patrick Woodall

J. PAPERS HELD IN COMMITTEE

14-O-1241 (7) - AN ORDINANCE BY CITY UTILITIES COMMITTEE AMENDING CHAPTER 130, ("SOLID WASTE MANAGEMENT"), ARTICLE II, ("MUNICIPAL COLLECTION AND DISPOSAL SYSTEM"), DIVISION 1, ("GENERALLY") AT SECTION 130-44 OF THE CITY OF ATLANTA CODE OF ORDINANCES SO AS TO ESTABLISH A PERMITTING SYSTEM FOR COMMERCIAL SOLID WASTE COLLECTION AND HAULING SERVICES BY PRIVATE SERVICE PROVIDERS WITHIN THE CITY OF ATLANTA; TO IMPOSE APPLICATION FEES, PERMIT FEES AND INFRASTRUCTURE MAINTENANCE FEES; TO ESTABLISH WASTE STREAM REPORTING REQUIREMENTS; TO AUTHORIZE THE CHIEF FINANCIAL OFFICER TO CREATE THE ACCOUNTS NECESSARY TO PLACE SAID INFRASTRUCTURE MAINTENANCE FEE IN A RESERVE FOR INFRASTRUCTURE MAINTENANCE EXPENSES; AND FOR OTHER PURPOSES. (Public Hearing held 5/27/14) (Held 5/27/14 to be reviewed by the NPUs)

RESULT: HELD IN COMMITTEE Next: 3/7/2016 1:00 PM

14-O-1242 (8) - AN ORDINANCE BY CITY UTILITIES COMMITTEE AMENDING CHAPTER 138, "STREETS, SIDEWALKS AND OTHER PUBLIC PLACES", ARTICLE III, "CONSTRUCTION OR EXCAVATION IN THE RIGHT-OF-WAY", AT SECTION 138-69 OF THE CITY OF ATLANTA CODE OF ORDINANCES SO AS TO ESTABLISH A PAVEMENT DEGRADATION RECOVERY FEE TO BE CHARGED TO THE APPLICANT FOR CONSTRUCTION OR EXCAVATION IN THE RIGHT-OF-WAY PERMITS; AND FOR OTHER PURPOSES. (Public Hearing held 5/27/14) (Held 5/27/14 to be reviewed by the NPUs)

RESULT: HELD IN COMMITTEE Next: 3/7/2016 1:00 PM

15-O-1148 (9) - AN ORDINANCE BY COUNCILMEMBER NATALYN M. ARCHIBONG TO AMEND THE CODE OF ORDINANCES OF THE CITY OF ATLANTA, CHAPTER 74 "ENVIRONMENT", ARTICLE VI "FLOOD AREA REGULATIONS", AT SECTIONS 74-206.1, 74-206.2, AND 74-206.3 SO AS TO AMEND CERTAIN PROVISIONS IN SAID SECTIONS RELATIVE TO THE FILL IN FLOODPLAIN REQUIREMENTS FOR HISTORICALLY MODIFIED FLOODPLAIN AREAS; AND FOR OTHER PURPOSES. (Held 4/28/15 for a work session)

RESULT: HELD IN COMMITTEE Next: 3/7/2016 1:00 PM

15-O-1369 (10) - AN ORDINANCE BY CITY UTILITIES COMMITTEE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2016 WATER AND WASTEWATER RENEWAL AND EXTENSION FUND (5052) BUDGET IN THE AMOUNT OF ONE MILLION, FOUR HUNDRED SIXTY-EIGHT THOUSAND, SEVEN HUNDRED THIRTY-ONE DOLLARS AND ZERO

CENTS (\$1,468,731.00) TO TRANSFER FUNDS FROM THE WATERSHED RESERVE FOR APPROPRIATIONS AND ADD FUNDS TO THE LISTED CUSTER AVENUE CSO CONTROL FACILITY PROJECT; AND FOR OTHER PURPOSES. (Held 9/15/15) (Held at the request of the Department)

RESULT: HELD IN COMMITTEE Next: 3/7/2016 1:00 PM

- 15-O-1431 (11) - AN ORDINANCE BY COUNCILMEMBER MARY NORWOOD AS SUBSTITUTED BY CITY UTILITIES COMMITTEE TO AMEND CHAPTER 130 "SOLID WASTE MANAGEMENT," ARTICLE III "MUNICIPAL COLLECTION AND DISPOSAL SYSTEMS," DIVISION 1 "GENERALLY," SECTION 130-84 "RATES AND CHARGES" IN ORDER TO DELETE SUBSECTION 8 "VACANT PARCELS"; AND FOR OTHER PURPOSES. (Substituted and Held 9/29/15) (Held at the request of the Department for additional review)

RESULT: HELD IN COMMITTEE Next: 3/7/2016 1:00 PM

- 15-O-1548 (12) - AN ORDINANCE BY CITY UTILITIES COMMITTEE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2016 WATER AND WASTEWATER RENEWAL AND EXTENSION FUND (5052) BUDGET IN THE AMOUNT OF FIVE MILLION DOLLARS AND ZERO CENTS (\$5,000,000.00) TO TRANSFER FUNDS FROM THE WATERSHED RESERVES FOR APPROPRIATIONS AND ADD FUNDS TO APPROPRIATIONS FOR THE LINEAR MAINTENANCE CONTRACTS-A/E SERVICES PROJECTS; AND FOR OTHER PURPOSES. (Held 12/15/15)

RESULT: HELD IN COMMITTEE Next: 3/7/2016 1:00 PM

- 15-O-1562 (13) - AN ORDINANCE BY COUNCILMEMBERS IVORY LEE YOUNG, JR. AND NATALYN ARCHIBONG AS AMENDED BY CITY UTILITIES COMMITTEE AUTHORIZING THE MAYOR, ON BEHALF OF THE CITY OF ATLANTA, TO ENTER INTO AN ENCROACHMENT AGREEMENT WITH THE ATLANTA BICYCLE COALITION FOR THE PURPOSE OF INSTALLING A BICYCLE CORRAL NEAR 1984 HOSEA L. WILLIAMS DRIVE, N.E., ATLANTA, GEORGIA; TO WAIVE THE \$1,300.00 PERMIT FEE REQUIRED IN SECTION 138-20(A) OF THE CODE OF ORDINANCES; AND FOR OTHER PURPOSES. (Held 12/1/15)

RESULT: HELD IN COMMITTEE Next: 3/7/2016 1:00 PM

- 15-R-3294 (14) - A RESOLUTION BY CITY UTILITIES COMMITTEE AUTHORIZING THE MAYOR TO ISSUE A TASK ORDER TO BROWN AND CALDWELL/DELON HAMPTON AND ASSOCIATES, CHARTERED, A JOINT VENTURE FOR FC-4906D, ARCHITECTURAL, ENGINEERING AND DESIGN SERVICES, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, FOR THE WATERSHED IMPROVEMENT PLANS PROJECT FOR THE UTOY, SUGAR, SANDY, INTRENCHMENT, AND PROCTOR CREEK WATERSHEDS IN AN AMOUNT NOT TO EXCEED NINE HUNDRED EIGHTY-EIGHT THOUSAND, TWO HUNDRED FIFTY DOLLARS AND ZERO CENTS (\$988,250.00); ALL WORK WILL BE CHARGED TO AND PAID FROM FUND DEPARTMENT ORGANIZATION AND ACCOUNT 5052 (WATER & WASTEWATER R&E FUND) 170302 (WATERSHED PLANNING AND DESIGN 5212001 (CONSULTING/PROFESSIONAL SERVICES) 1535000 (DATA PROCESSING MANAGEMENT) AND PROJECT AWARD TASK

EXPENDITURE AND ORGANIZATION NUMBER 17111688 (WATERSHED IMPR. PLANNING & DESIGN SERVICES) 102 (CHARACTERIZATION PROJECTS) 505221391 (WATER & WASTEWATER R&E FUND) 5212001 (CONSULTING/PROFESSIONAL SERVICES) COA; AND FOR OTHER PURPOSES. (Held 3/16/15 at the request of the Department)

RESULT: HELD IN COMMITTEE Next: 3/7/2016 1:00 PM

- 15-R-3614 (15) - A RESOLUTION BY COUNCILMEMBERS MICHAEL JULIAN BOND AND CLETA WINSLOW AUTHORIZING THE MAYOR TO APPLY FOR AND ACCEPT A GRANT FROM THE CORPORATION FOR NATIONAL AND COMMUNITY SERVICE IN THE AMOUNT OF FIFTY THOUSAND (\$50,000.00) DOLLARS FROM THE 2015 MARTIN LUTHER KING DAY OF SERVICE GRANTS PROGRAM TO BE MATCHED WITH SEVENTY-ONE THOUSAND FOUR HUNDRED TWENTY-EIGHT (\$71,428.00) DOLLARS FROM THE DEPARTMENT OF WATERSHED MANAGEMENT TO ENCOURAGE COMMUNITY SERVICE IN CONJUNCTION WITH THE GRAYMONT DRIVE SEWER INFRASTRUCTURE THREAT AND FOR ENCOURAGING LONG TERM COMMUNITY SERVICE; AND FOR OTHER PURPOSES. (Held 5/26/15 for further review)

RESULT: HELD IN COMMITTEE Next: 3/7/2016 1:00 PM

- 16-O-1000 (16) - AN ORDINANCE BY COUNCILMEMBER KWANZA HALL AUTHORIZING THE MAYOR, ON BEHALF OF THE CITY OF ATLANTA, TO GRANT AND TO ENTER INTO AN EASEMENT AGREEMENT BETWEEN THE CITY OF ATLANTA AND THE COCA- COLA COMPANY FOR THE PURPOSE OF INSTALLING A HISTORIC MARKER AT 12 MARIETTA STREET, ATLANTA, GEORGIA WHICH IS THE SITE OF THE JACOBS PHARMACY AND THE BIRTH PLACE OF COCA-COLA; AND FOR OTHER PURPOSES. (Held 1/12/16 per the request of the Department for additional information)

RESULT: FILED BY COMMITTEE [6 TO 0] Next: 3/7/2016 1:00 PM

AYES: Martin, Adrean, Dickens, Shook, Wan, Sheperd

AWAY: Archibong

- 16-R-3139 (17) - A RESOLUTION BY COUNCILMEMBER NATALYN M. ARCHIBONG TO AUTHORIZE PAYMENT OF STIPULATED PENALTIES IMPOSED BY THE ENVIRONMENTAL PROTECTION AGENCY ("EPA") AND THE ENVIRONMENTAL PROTECTION DIVISION OF THE DEPARTMENT OF NATURAL RESOURCES OF THE STATE OF GEORGIA ("EPD") IN THE AMOUNT OF \$ AS STIPULATED PENALTIES FOR THE VIOLATION OF CSO FECAL COLIFORM OPERATIONAL STANDARDS PURSUANT TO THE CSO CONSENT DECREE, CIVIL ACTION FILE NO. 1:95-CV-2550-TWT; TO IDENTIFY THE SOURCE OF FUNDING; AND FOR OTHER PURPOSES. (Held 2/9/16)

RESULT: HELD IN COMMITTEE Next: 3/7/2016 1:00 PM

K. REQUESTED ITEMS

6/24/15

1. Councilmember Shook requested a report on the steps that are being made to recoup funds from the BeltLine to the Department of Watershed Management.
 - a. How much money does the Beltline owe the Department of Watershed Management as it relates to the Bellwood Quarry?

10/27/15

2. Councilmember Young requested a briefing on waste and energy facilities from the Department of Public Works.

2/9/16

3. Requested items from the Department of Watershed Management Liddell Equalization Facility Update:
 - a. Councilmember Adrean requested the Department confirm how many spills have occurred since 2014. Also to define what constitutes a manhole spill? How are they tracked?
 - b. Councilmembers Adrean and Shook requested the Department provide engineering specifications.
 - c. Councilmember Shook requested the Department commit to addressing expectations discussed prior to next Quarter. Deputy Chief of Staff Katrina Taylor Parks stated the Department will provide a list of short term and long term solutions for Memorial Park at the February 23, 2016 meeting.

At the February 23, 2016 meeting, Deputy Chief of Staff Katrina Taylor Parks requested the Department provide this information at a Work Session along with their quarterly report. The Work Session will be scheduled for March 2, 2016.

2/23/16

4. Requested items to the Department of Watershed Management for 15-O-1528 (Water Connection Fees)
 - a. Councilmember Shook requested the Department provide a time and motion study to justify what the costs would be if the services were performed in-house.
 - b. Councilmembers Shook and Wan requested a summary of any/all NPU comments/data received and what outreach efforts were made.
 - c. Councilmember Shook requested the current backlog for large water meters and wants a flowchart explain the installation timeline.
 - d. Councilmember Shook requested a comparison to other municipalities.
 - e. Councilmember Dickens requested a draft outline of the proposed codification.
 - f. Councilmember Adrean requested the Department provide the difference between private and public installation as labor was stated as the driving financial force? Would the City codify the approach for self-installation?
5. Councilmember Wan requested a summary of all financial support the City provides for the Atlanta Jazz Festival. Councilmember Sheperd also requested the budget. Deputy Chief of Staff Katrina Taylor Parks stated this would be provided at the February 24, 2016 Finance/Executive Committee meeting.
6. Councilmember Martin requested the Department of Public Works provide an update on the *Metal Plates In the Right-of-Way* report per Resolution 15-R-3535 adopted on May 18, 2015.

7. Councilmember Sheperd requested Matt Malament provide the performance data for any 311 incoming calls for Code Enforcement.

L. COMMENTS FROM THE PUBLIC (2 MINUTES)

M. ADJOURNMENT

There being no further business to come before the City Utilities Committee the meeting was adjourned at 11:47 AM

Respectfully submitted:


Angela Campbell, Legislative Assistant


Santana Kempson Wright, Research & Policy Analyst


The Honorable Natalyn Mosby Archibong, Chair